SINGLE BENCH

(1)

(3)

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P.NO. 1238 / 2005

Petitioner : Rameshwar Das Vaishnav
(Headmaster)
Aged about 66 years,
R/o P.O Aram Shahi
Dist : Bilaspur-(C.G.)

Versus

Respondents : 1. State of Chhattisgarh
Through its Secretary,
School Education Department,
D.K.S.Bhawan, Raipur,
Dist : Raipur-(C.G.)

P.R.No. 1237/05 Service
Presented on
dated 22/3/05

2. Joint Director,
Lok Shikshan Division,
Bilaspur-(C.G.)

3. District Education Officer,
Bilaspur-(C.G.)

4. State of M.P.
Through Secretary
School Education Department,
Vallabh Bhawan Bhopal-(M.P.)

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5. Government Primary School,
Through its Head Master,
Barduli, Sub Area – Patharia,
Bilaspur,
Dist : Bilaspur-(C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(24)

आदेश पत्रक

मामला क्रमांक WP/238/05 **सन् 200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

4.4.2005

Shri Suresh Verma, counsel for the petitioner.

Shri Akhil Agarwal, P.L. for the State.

The main grievance of the petitioner in this writ petition is that respondents are not making payment of his salary for the period 27.10.1984 to 5.4.1986, whereas during this period he had worked as Head Master in Government Barduli.

The case of the petitioner is that he joined his duties as teacher in the year 1958 at Government Primary School, Reda and worked on the said post till 1980. In the year 1980 when he was working as Head Master in the Govt. Primary School, Barduli he became mentally ill and remained as such till 1.7.1980 to 3.10.1983, therefore, he could not attend his duties. After recovering from the mental illness and after obtaining fitness certificate (Annexure P-1) reported to respondent No.3, who gave an oral order to the petitioner to join his duty. The petitioner also made representation to respondent No.3, who wrote a letter to respondent No.2 to inform him as to whether the petitioner was working or not. After that respondent No.2 gave permission to the petitioner and he again joined the services, worked on that post from 27.10.1984 to 5.4.1986 at Govt. School Barduli, but so far salary for that period has not been paid to the petitioner and after 5.4.1986 the petitioner was not allowed to work. Therefore, the petitioner made a representation to the authority concerned in the year 2005 (Annexure P-6) but same has not been answered.

Learned counsel for the petitioner submits that the petitioner may be allowed to make a detailed representation raising all his grievances to respondent No.2 and respondent No.2 be directed to decide the

XI-HC-22

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representation of the petitioner, to which learned State Counsel has no objection.

Having heard learned counsel for the parties and having regard to facts and circumstances of the case, the petitioner is allowed to make a detailed representation raising all his grievances to respondent No.2 within ten days from today and in turn respondent No.2 is directed to decide the representation of the petitioner within another three months from the date of receipt of the representation after considering all the grievances raised by the petitioner in accordance with law.

With the direction aforesaid, the petition stands disposed of.

In view of this order, M.W.P. No.991/05 also stands disposed of.

Certified copy as per rules.

Sd/-
L.C.Bhadoo
Judge

(पीछे देखिये)